



Docket No. JBP-438

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Miri Seiberg, et al.
Serial No.: 09/206,249 Art Unit: 1651
Filed : July 6, 1998 Examiner: M. Meller
For : METHOD FOR REGULATING PHAGOCYTOSIS

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first class mail in an envelope addressed
to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

March 25, 2005

(Date of Deposit)

Andrea L. Colby - Reg. No. 30,194

(Name of applicant, assignee, or Registered Representative)

/Andrea L. Colby/

(Signature)

March 25, 2005

(Date of Signature)

Assistant Commissioner for Patents
Washington, D.C. 20231

PETITION, AMENDMENT, STATEMENT OF ASSIGNEE AND FEE TO CORRECT
INVENTORSHIP UNDER 37 CFR §1.48(a)

Dear Sir:

Applicants hereby petition to correct the inventorship in
the above-identified patent application.

Please add the following inventor: **Michael J. Costanzo** in
the above-identified patent application.

The following documents are attached hereto:

03/30/2005 BABRAHA1 00000078 100750 09206249

01 FC:1464 130.00 DA

- (1) a Statement of Facts verified by the originally named inventors establishing when the error without deceptive intention was discovered and how it occurred; and
- (2) a Declaration by each actual inventor.

Johnson & Johnson Consumer Companies, Inc., Grandview Road, Skillman, NJ 08558 hereby consents to the correction of inventorship filed herewith.

The Assignment for the above-identified patent application was submitted to the Patent and Trademark Office on May 3, 1999 (Reel No. 9933710) to Johnson & Johnson Consumer Companies, Inc., a copy of which is attached hereto.

Please charge the fee set forth in 37 CFR §1.17(h) to Deposit Account No.: 10-0750/JBP438/ALC. A triplicate copy of this sheet is attached hereto.

Respectfully submitted,

By: /Andrea L. Colby/
Andrea L. Colby
(Attorney for Applicants and
Assistant Secretary,
Johnson & Johnson
Consumer Companies, Inc.)
Reg. No. 30,194

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-2792
Dated: March 25, 2005



Docket No. JBP-438

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Miri Seiberg, et al.
Serial No.: 09/206,249 Art Unit: 1651
Filed : December 7, 1998 Examiner: M. Meller
For : METHOD FOR REGULATING PHAGOCYTOSIS

Assistant Commissioner for Patents
Washington, D.C. 20231

STATEMENT OF FACTS UNDER 37 CFR §1.48(a)

Dear Sir:

We, Miri Seiberg, Stanley S. Shapiro, and Magdalena Eisinger, the originally-named inventors to the above-mentioned application, declare and say:

During the preparation of the above-identified patent application, Michael J. Costanzo provided Andrea Colby, the attorney for Applicants, with some facts that suggested that he should be included as an inventor to the above-referenced application.

At the time that this application was filed, the Applicants inadvertently and without deceptive intent failed to include Mr. Costanzo as an inventor.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these

statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application and any patent issued thereon.

Date: 1/6/05 2004

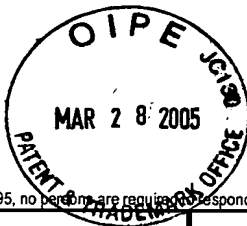
Date: 1/7/05 2004

Date: 1/6/05 2004

7/25/05
Miri Seiberg

Stanley S. Shapiro
Stanley S. Shapiro

Magdalena Eisinger
Magdalena Eisinger



Please type a plus sign (+) inside this box ☐

PTO/SB/01 (10-00)

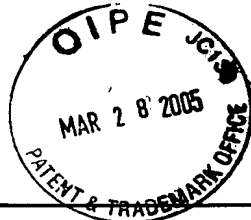
Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)		Attorney Docket Number	JBP438		
<input type="checkbox"/> Declaration Submitted with Initial Filing OR <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (Surcharge (37 CFR 1.16(e)) required)		First Named Inventor	Miri Seiberg		
		COMPLETE IF KNOWN			
		Application Number	09/206,429		
		Filing Date	December 7, 1998		
		Group Art Unit	1654		
		Examiner Name	Michael V. Meller		
As a below named inventor, I hereby declare that: My residence, mailing address, and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: <div style="text-align: center;">METHODS FOR REGULATING PHAGOCYTOSIS (Title of the Invention)</div> the specification of which <input type="checkbox"/> is attached hereto OR <input checked="" type="checkbox"/> was filed on (MM/DD/YYYY) <u>12/07/1998</u> as United States Application Number or PCT International Application Number <u>09/206,429</u> and was amended on (MM/DD/YYYY) <input type="text"/> I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application. I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.					
Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES NO	
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:



DECLARATION - Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	
60/069797	12/16/1997	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status
		Patented Patented Patented

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AND

☐ Practitioner(s) named below:
Name Registration Number

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Miri

Family Name
or Surname Seiberg

Inventor's
Signature

Date

Residence: City Princeton

State NJ

Country USA

Citizenship US and Israel

Mailing Address 168 Herrontown Road

City Princeton

State NJ

ZIP 08540

Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Stanley S.

Family Name
or Surname Shapiro

Inventor's
Signature

Date

Residence: City

State NJ

Country USA

Citizenship USA

Mailing Address

City

State NJ

ZIP

Country USA

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NAME OF THIRD INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Magdalena G.

Family Name
or Surname Eisinger

Inventor's
Signature

Date

Residence: City Demarest

State NJ

Country USA

Citizenship USA

Mailing Address 30 Pine Terrace

City Demarest

State NJ

ZIP 07627

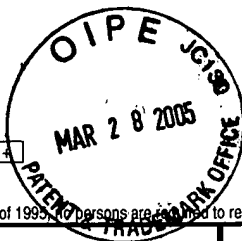
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NAME OF FOURTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name (first and middle [if any]) Michael J.		Family Name or Surname Costanzo	
Inventor's Signature		Date:	
Residence: City Ivyland	State PA	Country USA	Citizenship USA
Mailing Address 14 Breckenridge Drive			
City Ivyland	State PA	ZIP 18974	Country USA



Please type a plus sign (+) inside this box ☐

PTO/SB/01 (10-00)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63) <input type="checkbox"/> Declaration Submitted with Initial Filing <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (Surcharge (37 CFR 1.16(e)) required) OR	Attorney Docket Number	JBP438			
	First Named Inventor	Miri Seiberg			
	COMPLETE IF KNOWN				
	Application Number	09/206,429			
	Filing Date	December 7, 1998			
	Group Art Unit	1654			
	Examiner Name	Michael V. Meller			
As a below named inventor, I hereby declare that: My residence, mailing address, and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHODS FOR REGULATING PHAGOCYTOSIS <i>(Title of the Invention)</i> the specification of which <input type="checkbox"/> is attached hereto OR <input checked="" type="checkbox"/> was filed on (MM/DD/YYYY) 12/07/1998 as United States Application Number or PCT International Application Number 09/206,429 and was amended on (MM/DD/YYYY) <input type="text"/> I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application. I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.					
Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES NO	
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<input type="checkbox"/> Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:					

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Application Serial No.	Filing Date	Status
		Patented Patented Patented

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☐ Practitioner(s) named below:
Name Registration Number

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NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Mini		Family Name or Surname Seiberg	
Inventor's Signature		Date	
Residence: City Princeton	State NJ	Country USA	Citizenship US and Israel
Mailing Address 168 Herrontown Road			
City Princeton	State NJ	ZIP 08540	Country USA


I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Stanley S.		Family Name or Surname Shapiro	
Inventor's Signature		Date	
Residence: City	State NJ	Country USA	Citizenship USA
Mailing Address			
City	State NJ	ZIP	Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF THIRD INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Magdalena G.		Family Name or Surname Eisinger	
Inventor's Signature		Date	
Residence: City Demarest	State NJ	Country USA	Citizenship USA
Mailing Address 30 Pine Terrace			
City Demarest	State NJ	ZIP 07627	Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF FOURTH INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Michael J.		Family Name or Surname Costanzo	
Inventor's Signature 		Date: October 12, 2004	
Residence: City Ivyland	State PA	Country USA	Citizenship USA
Mailing Address 14 Breckenridge Drive			
City Ivyland	State PA	ZIP 18974	Country USA